

Please type a plus sign (+) inside this box ☒

**UTILITY**

**PATENT APPLICATION**

**TRANSMITTAL**

Attorney Docket No.

IND 053 DIV1/GSG

First Inventor: David C. Yates et al.

Title: SYSTEM AND METHOD OF MEASURING AND CONTROLLING TEMPERATURE OF OPTICAL FIBER TIP ON A LASER SYSTEM

I hereby certify that this correspondence is being deposited today with the United States Postal Service as Express Mail - Post Office to Addressee in an envelope addressed to: Commissioner for Patents, Box-Patent Application, PO Box 1450, Alexandria, VA 22313-1450.

Name:

*Linda F. Hansen*

Linda F. Hansen

Date: August 28 2003

(only for new nonprovisional applications under 37 CFR 1.53(b))

Express Mail Label No.

EU 923 396 981 US

**APPLICATION ELEMENTS**

See MPEP Chapter 600 concerning utility patent application contents.

**ADDRESSED TO:**

Hon. Commissioner for Patents  
PO BOX 1450, Mail Stop Patent Applications  
Alexandria, Virginia 22313-1450

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.
3. ☒ Specification [Total Pages 22]  
(Preferred arrangement set forth below)
  - Descriptive Title of the Invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R&D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4. ☒ Drawing(s) (35 USC 113) [Total Sheets 10 ]
5. ☒ Oath or Declaration [Total Pages 4 ]
  - a. ☐ Newly executed (original or copy)
  - b. ☒ Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 18 completed)
    - i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)

8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - a. ☐ Computer Readable Form (CRF)
  - b. ☐ Specification Sequence Listing on:
    - i. ☐ CD-ROM or CD-R (2 copies); or
    - ii. ☐ Paper
  - c. ☐ Statement verifying identity of above copies

**ACCOMPANYING APPLICATION PARTS**

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement ☐ Power of Attorney  
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
13. ☒ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☐ Nonpublication Request and Certifications under 35 U.S.C. 122  
(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☒ Application Cover Sheet w/Express Mail Certification

18. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☒ Divisional ☐ Continuation-in-Part (CIP) of prior application No.: 09/906,535 filed July 16, 2001 which claims priority to 60/296,783 filed June 8, 2001.

Prior application information: Examiner: Lydia M. DeJesus Group Art Unit: 2859

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**19. CORRESPONDENCE ADDRESS**

☒ Customer Number or Bar Code Label 000027777 or ☒ Correspondence Address below

Name: Philip S. Johnson, Esq.  
Address: Johnson & Johnson, One Johnson & Johnson Plaza  
New Brunswick, NJ 08933-7003 USA

20. TELEPHONE CONTACT: Gerry S. Gressel, Esq.  
Please direct all telephone calls or faxes to: Telephone: (513) 337-3535 Fax: (513) 337-8489

**21. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

NAME Gerry S. Gressel Reg. No. 34,342

SIGNATURE *Gerry S. Gressel* Date: August 27, 2003

<b>FEE TRANSMITTAL</b>	<i>Complete if Known</i>	
	Application Number	
	Filing Date	August 27, 2003
	First Named Inventor	David C. Yates
	Group Art Unit	Not yet assigned
	Examiner Name	Not yet assigned
	Attorney Docket Number	IND 053 DIV1/GSG

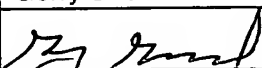
### FEE CALCULATION

#### CLAIMS AS FILED

(1)	(2)	(3)	(4)	(5)
FOR:	NUMBER FILED	NUMBER EXTRA	RATE	BASIC FEE
				\$ 750.00
TOTAL CLAIMS	36-21 = 15	0	x 18.00	\$ 00.00
INDEPENDENT CLAIMS	2 =	0	x 84.00	\$ 00.00
MULTIPLE DEPENDENT CLAIMS	0 - =	N/A	X 280.00	
			TOTAL FEES	\$750.00

### METHOD OF PAYMENT

- ☒ Please charge Deposit Account No. 10-0750 IND-053 DIV1/GSG in the amount of \$750.00.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required in connection with the filing of this communication, or credit any overpayment, to Account No. 10-0750 IND-053 DIV1/GSG.

<b>SUBMITTED BY:</b>		<i>Complete (if applicable)</i>
Typed or Printed Name	Gerry S. Gressel	<b>Reg. No. 34,342</b>
Signature		<b>Deposit Account No. 10-0750</b>
	Date: Aug 27, 2003	